

**MINUTES OF THE
HOUSE JUDICIARY STANDING COMMITTEE MEETING**

20 House Building, Utah State Capitol Complex

February 24, 2016

Members Present: Rep. LaVar Christensen, Chair
Rep. Merrill Nelson, Vice Chair
Rep. Fred C. Cox
Rep. Bruce Cutler
Rep. Brian M. Greene
Rep. Craig Hall
Rep. Brian S. King
Rep. Curtis Oda
Rep. V. Lowry Snow
Rep. Kevin J. Stratton
Rep. Mark A. Wheatley

Staff Present: Mr. Gregg Girvan, Policy Analyst
Ms. Glenda VanWagenen, Committee Secretary

NOTE: A list of visitors and a copy of handouts are filed with the committee minutes.

Chair Christensen called the meeting to order at 7:58 a.m.

Vice Chair Nelson assumed the chair.

H.B. 377 Grandparents Rights Amendments (L. Christensen)

Rep. Christensen explained the bill to the committee with the assistance of Monte Crosland and Carolyn Crosland, citizens.

Spoke to the bill: Laurieann Thorpe, citizen

Spoke for the bill: Dan Fazzini, citizen

MOTION: Rep. Cox moved to pass the bill out favorably. The motion passed with Rep. Cox, Rep. Greene, Rep. Hall, Rep. Oda, Rep. Nelson, and Rep. Christensen voting in favor and Rep. Cutler, Rep. King, Rep. Snow, Rep. Wheatley voting in opposition and Rep. Stratton absent for the vote.

H.B. 234 Adoptive and Foster Parents Amendments (A. Romero)

Rep. Romero explained the bill to the committee.

Spoke against the bill: Paul Burke, citizen

MOTION: Rep. Nelson moved to replace H.B. 234 with 1st Sub. H.B. 234. The motion failed with Rep. Nelson and Rep. Cox voting in favor and Rep. Cutler, Rep. Greene, Rep. Hall, Rep. King, Rep. Oda, Rep. Snow, Rep. Wheatley, and Rep. Christensen voting in opposition.

MOTION: Rep. King moved to amend the bill as follows:

1. *Page 1, Lines 19 through 21:*

19 AMENDS:

20 {~~62A-4a-120, as last amended by Laws of Utah 2008, Chapter 382~~

21 ~~—62A-4a-205.5, as last amended by Laws of Utah 2010, Chapter 237~~}

2. *Page 1, Lines 28 through 52:*

Delete lines 28 through 52.

Renumber the remaining subsections accordingly.

The motion passed unanimously.

MOTION: Rep. Wheatley moved to pass the bill out favorably. The motion failed in a tie vote with Rep. Greene, Rep. Hall, Rep. King, and Rep. Snow voting in favor and Rep. Cox, Rep. Cutler, Rep. Oda, Rep. Nelson, and Rep. Christensen voting in opposition with Rep. Stratton absent for the vote.

H.B. 393 Sovereign Marriage Authority (L. Christensen)

The bill was not heard.

H.B. 365 Campus Free Expression Act (K. Coleman)

The bill will be moved to the next meeting.

H.B. 262 Campus Anti-harassment Act (K. Coleman)

Rep. Coleman explained the bill to the committee with the assistance of Joseph Cohn, Foundation for Individual Rights in Education.

Handout: "Campus Free Expression Act: Protecting Student Speech"

Spoke against the bill: David Buhler, Commissioner of Higher Education

MOTION: Rep. Cox moved to amend H.B. 262 with the following amendment:

1. Page 2, Lines 53 through 56:

- 53 (a) unwelcome;
54 (b) discriminatory on the basis of {~~race, color, national origin, disability, religion,~~
 ~~age,~~
55 ~~sex, or sexual orientation~~} membership in a class protected under:
 (i) Title 34A, Chapter 5, Utah Antidiscrimination Act, notwithstanding Section
 34A-5-102.5; or
 (ii) Title 57, Chapter 21, Utah Fair Housing Act, notwithstanding Section
 57-21-2.5 ; and
56 (c) so severe, pervasive, and objectively offensive, and that so undermines and detracts

The motion passed unanimously with Rep. King absent for the vote.

MOTION: Rep. Cutler moved to adjourn. The motion passed unanimously.

Chair Christensen adjourned the meeting at 9:58 a.m.

LaVar Christensen, Chair